IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION
CRIMINAL APPLICATION NO.1713 OF 2005

The State of Maharashtra ...Applicant
vs.
Sanjay Rajaram Jadhav and another ...Respondents

Mr.S.V.More,A.P.P.for the Applicant

CORAM: A.S.OKA,J.
DATE : OCTOBER 16,2006.

P.C.:

1. Heard learned A.P.P. for the Applicant. The Respondents have been acquitted for the offences punishable under sections 325, 504 read with section 34 of the Indian Penal Code.

2. The learned Trial Judge has considered the oral and documentary evidence on record. The learned Trial Judge found that in the F.I.R. names of many other persons were appearing as regards insult by abusing in filthy language. The learned Judge observed that there is no explanation as to why only the present Respondents have been implicated as the accused persons.

3.Considering the evidence of the witnesses, the learned Trial Judge observed that their version does not inspire confidence. The learned Judge referred to the opinion expressed by the Medical Officer that the injuries sustained by the injured can be caused due to fall on the surface containing stones. The spot panchnama shows existence of stones. The view taken by the learned Trial Judge is a possible view which could have been taken on the basis of evidence on record. No case is made out for grant of leave.

Application is rejected.

JUDGE